

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Jeanette McCarthy

Serial No.: 10/043,715

Filed: January 9, 2002

For: "Diagnosis and Treatment of Vascular Disease"

Attorney Docket No.: MMI-009



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Washington, D.C. 20231

Certificate of First Class Mailing (37 C.F.R. §1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

April 9, 2002

Date of Signature and of Mail Deposit

By:

DeAnn F. Smith, Esq.

Reg. No. 36,683

Attorney for Applicant

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION**

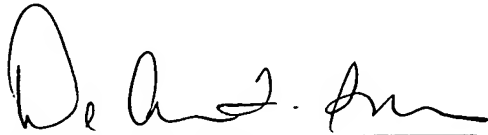
Dear Sir:

Responsive to the Notice to File Missing Parts of Nonprovisional Application dated February 19, 2002, Applicant's attorney submits herewith an executed Declaration, Petition and Power of Attorney for the above-referenced patent application. Please charge Deposit Account No. 12-0080 in the amount of \$130.00 to cover the total amount due by Applicant (\$130.00 surcharge fee).

The Commissioner is hereby authorized to charge payment of any fees under 37 C.F.R. §§1.16 and 1.17 during the pendency of this application or credit any overpayment to Deposit Account No. 12-0080.

Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 12-0080. *A duplicate of this letter is enclosed.*

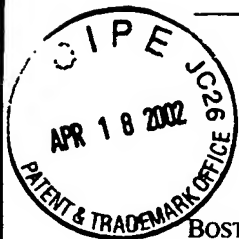
Respectfully submitted,

A handwritten signature in black ink, appearing to read "DeAnn F. Smith", written over a horizontal line.

DeAnn F. Smith, Esq.
Reg. No. 36,683
Attorney for Applicant

LAHIVE & COCKFIELD, LLP
28 State Street
Boston, MA 02109
Tel. (617) 227-7400

Dated: April 9, 2002



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April 9, 2002

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Re: U.S. Patent Application Serial No. 10/043,715
Title: "Diagnosis and Treatment of Vascular Disease"
Inventor: Jeanette McCarthy
Filing Date: January 9, 2002
Attorney Docket No. MMI-009

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Response to Notice to File Missing Parts of Nonprovisional Application (2 pages in duplicate);
2. Executed Declaration, Petition and Power of Attorney for Patent Application (6 pages);
3. Copy of Formalities Letter; and
4. Return postcard.

Please charge any necessary fees to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. *For this purpose, a duplicate of this sheet is enclosed.*

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April 9, 2002

Date

DeAnn F. Smith, Esq., Reg. No. 36,683

Respectfully submitted,

LAHIVE & COCKFIELD, LLP

By:

DeAnn F. Smith, Esq.
Registration No. 36,683
Attorney for Applicant

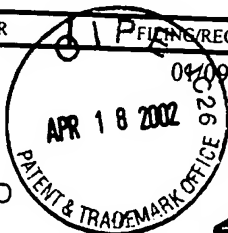


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APPLICATION NUMBER 10/043,715	FILED/RECEIPT DATE 04/09/2002	FIRST NAMED APPLICANT Jeanette McCarthy	ATTORNEY DOCKET NUMBER MMI-009
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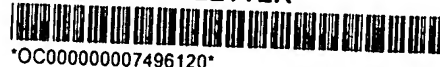
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CONFIRMATION NO. 6424

FORMALITIES LETTER



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NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

#5

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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